



**MILLBRAE CITY COUNCIL
MILLBRAE REDEVELOPMENT AGENCY
MINUTES
September 13, 2011**

CALL TO ORDER MILLBRAE CITY COUNCIL AND REDEVELOPMENT AGENCY

Vice Mayor Colapietro called the meeting to order at 7:07 pm

ROLL CALL – Vice Mayor Marge Colapietro, Councilmembers Gina Papan, Nadia V. Holober, and Paul Seto, Mayor Quigg excused.

PLEDGE OF ALLEGIANCE TO THE U.S. FLAG

Vice Mayor Colapietro requested a moment of silence in memory and honor of all those who lost their lives on 9/11/01.

1. **CEREMONIAL/PRESENTATION**

- Proclamation Proclaiming September 19 – 25, 2011 as National Pollution Prevention Week.

Vice Mayor Colapietro presented the proclamation to Public Works Director Ron Popp and Senior Industrial Waste Inspector Catherine Allin-Tollstrup, who spoke about Coastal Clean up day which will be held on Saturday September 17, 2011.

- Proclamation Proclaiming September 11 – 17, 2011 as National Safety Week – Police

Vice Mayor Colapietro presented the proclamation to City Manager Marcia Raines.

- Proclamation Proclaiming September 11 – 17, 2011 as National Safety Week – Fire

Vice Mayor Colapietro presented the proclamation to City Manager Marcia Raines.

- Announcement and update of the Japanese Cultural Festival on October 2, 2011

Kathleen Kimura announced the 6th Annual Japanese Cultural Festival which will be held on Sunday October 2, 2011 at Civic Center Plaza from 10:30 am to 4:30 pm, adding that the San Francisco Consul General of Japan will attend with his wife. Ms. Kimura thanked South San Francisco Scavenger and HSBC Bank for their support.

2. **AGENDA OVERVIEW/STAFF BRIEFING**

City Manager Marcia Raines gave an overview of the agenda.

- Informational Report Regarding Bills, Claims, and Payroll
- Report out from Closed Session of July 12 and 26, 2011

City Attorney Joan Cassman reported that on July 12, 2011 no closed session was held.

Ms. Cassman reported that during the July 26, 2011 closed session no action was taken because the subject was Redevelopment Agency related and due to current litigation no action can be taken on Redevelopment items.

3. **APPROVAL OF MINUTES**

- Regular Meeting of July 12 and 26, 2011

Upon a motion/second by Papan/Seto the minutes of the July 12, 2011 minutes were unanimously approved with changes.

Upon a motion/second by Holoher/Seto the minutes of the July 26, 2011 minutes were unanimously approved with changes.

4. **ORAL REPORT FROM CITY COMMITTEE/COMMISSION CHAIRS**

- NONE

CITIZEN COMMUNICATION

Wynn Greich, Hayward resident, spoke about poisons in drinking water and nitrogens in waste water.

Gale Grinsell, Millbrae resident, complimented Parks Superintendent Ken Crosetti on the flowering baskets in the downtown and the entry sign on Millbrae Ave. Ms. Grinsell requested that staff provide a report on the income and expenses for red light camera lease. Ms. Grinsell added that she does not think that Millbrae should pass an ordinance to outlaw single use bags because the city is so small and does not think that any staff time should be spent on this.

Vice Mayor Colapietro requested that City Manager Raines include a discussion regarding red light cameras on a future agenda.

Mike Mewkalo, Millbrae resident, requested that the city consider installing speed bumps on Broadway in order to slow drivers down and prevent accidents or injuries. Mr. Mewkalo offered to donate \$100 to help with the costs.

Richard Chin, Past President of Millbrae Rotary announced the Rotary, Millbrae Community Foundation and Lion's Club Oktoberfest fundraiser for the Millbrae Community Youth Center on October 8, 2011 from 11:00 am to 3:00 pm at the Millbrae Recreation Center.

Wayne Lee, Millbrae resident, reported that 3 or 4 weeks ago the Police Volunteers had an e-waste event and there was issue with their signage. Mr. Lee stated that he does not understand why signage cannot be placed on public property and asked City staff to assist in finding a way to help these clubs advertise their fundraisers that benefit the whole community.

Mary Vella Treseler, Millbrae resident, spoke on behalf of the Man & Woman of the Year that is sponsored by the Millbrae Chamber of Commerce. This year's winners are Daniel F. Quigg and Laverne Seiler. The event and dinner will be at the Westin Hotel on Thursday October 13 beginning at 6:00 pm.

John Ford, Chamber of Commerce, thanked the City Manager and staff for their assistance at the 41st Art & Wine Festival.

John Ford, Chamber of Commerce introduced Nadia Chang & Kevin Yang of Boiling Bay Restaurant which is located at 100 El Camino Real and reported that there was a Grand Opening/Ribbon Cutting earlier today. Ms. Chang thanked the City for their support and making them feel welcome. Ms. Chang announced that there will be a public opening on Friday September 16, 2011.

CONSENT CALENDAR

Vice Mayor Colapietro requested items 5 and 7 be pulled from the Consent Calendar for discussion

- 5. Resolution Awarding a Construction Contract for the Repair of Retaining Wall at 25 Via Canon to Pleasanton Engineering Contractors, Inc.

Public Works Director Ron Popp presented the staff report stating that the City installed the existing retaining wall approximately 30 years ago and about 1 ½ years ago the owner of 25 Via Canon reported it was leaking. Staff hired Cotton Shires an engineering firm who agreed that it needs to be replaced. Mr. Popp added that the funding will come from Measure A San Mateo County Transportation Tax.

Upon a motion/second by Papan/Holober Resolution 11-30 Awarding a Construction Contract for the Repair of Retaining Wall at 25 Via Canon to Pleasanton Engineering Contractors, Inc. was unanimously approved.

- 6. Postpone the Public Hearing regarding the Clean Energy Project with Siemens

Upon a motion/second by Papan/Seto postponement of the Public Hearing regarding the Clean Energy Project with Siemens was approved.

- 7. Approve Recommended Appointments to City Commissions and Committees

Vice Mayor Colapietro noted that there are still 17 vacancies on City Commissions and Committees.

Upon a motion/second by Papan/Holober the Appointments to City Commissions and Committees was unanimously approved with the additional statements that included the increased number of Youth Advisory Committee members of 22 and requesting the City Clerk to begin the process to officially adopt the revised Missions Statements of the Community Preservation Commission and the Sister Cities Commission.

PUBLIC HEARING

NONE

OLD BUSINESS

NONE

NEW BUSINESS

Vice Mayor Colapietro requested that the Council consider New Business item 9 before item 8.

9. Consideration of Support for Millbrae Elementary School District Bond Measure N on the November 8, 2011 Ballot

Caroline Shea, Yes on Bond Measure N Committee, described Bond Measure N which is on the November 8, 2011 ballot stating that this measure will continue the renovations currently being done at the district schools with lighting, new bathrooms, secretary offices, ADA accessibility, and wiring so they can use computers. Ms. Shea asked for the Council's support.

Upon a motion/second by Papan/Holober Council agreed unanimously to support the Millbrae Elementary School District Bond Measure N.

8. Resolution Appropriating Funds and Approving an Agreement Between the Cities of Millbrae and Burlingame for Sharing the Cost to Resurface Frontera Way.

Public Works Director Ron Popp presented the staff report stating that the bids have come in lower than expected and this will be a good opportunity for Millbrae. Mr. Popp added that prior to paving staff will do some sewer lateral work so the newly paved street will not have to be dug up; the funds for this will come from Measure A San Mateo County Transportation Tax.

Upon a motion/second by Papan/Seto Resolution 11-31 Appropriating Funds and Approving an Agreement Between the Cities of Millbrae and Burlingame for Sharing the Cost to Resurface Frontera was unanimously approved.

Vice Mayor Colapietro requested that the Council Consider item 12 before item 10.

12. Resolution Approving Agreements with MCTV for Fiscal Year 2011-2012

Acting City Clerk Fran Nelson presented the staff report stating that the proposed agreements and funding are identical to last year's agreements which provided for a 5% reduction in funding.

Upon a motion/second by Papan/Holober Resolution 11-33 Approving Agreements with MCTV for Fiscal Year 2011-2012 was unanimously approved.

10. Receive Report and Approve Response to the San Mateo County Grand Jury Report Titled "Running on Empty?"

Finance Director LaRae Brown presented the staff report.

Council discussion focused on providing transparency and adding more budget detail to the City's website as mentioned in the report.

Upon a motion/second by Papan/Holober Council received the report titled "Running on Empty?" and approved staff's response.

11. Resolution Approving Final Budget Adjustments for Fiscal Year 2010-2011

Finance Director LaRae Brown presented the staff report.

City Manager Raines reported that the numbers reflected in report were not exactly what was approved in original budget adoption due to Council actions during the year and the City is beginning to fund accrued leave due to a number of our employees getting close to retirement age. Ms. Brown added that this accrual has been spread out over 5 years.

Councilmember Seto requested a reconciliation of these numbers to the original budget specifically of special revenue funds as they that did not tie exactly to the original budget numbers.

Ms. Raines responded that a report will be brought to the Council regarding this reconciliation at a future meeting.

Upon a motion/second by Seto/Holober Resolution 11-32 approving Final Budget Adjustments for Fiscal Year 2010-2-011 was unanimously approved.

RECESS REGULAR MEETING OF THE MILLBRAE CITY COUNCIL AND REDEVELOPMENT AGENCY

Vice Mayor Colapietro recessed the regular meeting at 9:25 pm

CONVENE SPECIAL MEETING OF THE MILLBRAE CITY COUNCIL

Vice Mayor Colapietro called the special meeting to order at 9:25 pm.

13. Provide guidance and recommendations to delegate to League of California Cities Annual Conference.

Vice Mayor Colapietro presented the staff report asking the Council for recommendations on the Peninsula Division 2011-2012 Officers Ballot. Councilmember Holober suggested that Council vote yes for all candidates as none of the seats are contested.

Upon a motion/second by Papan/Holober Council came to a consensus that voting delegate Holober should vote for all candidates at the League of California Cities Annual Conference Business Meeting.

Councilmember Holober suggested that Council discuss resolutions that matter more than others.

1. Alternative Methods of Meeting Public Notice Requirements and to Advocate for Revisions to the Government Code Recognizing Alternative Methods as a Means to Meet Notifying Requirements.

Council came to a consensus to support this resolution as long as no major changes are made during committee discussions at the LOCC Conference.

2. Tort Reform

Councilmember Holober noted that the resolution does not use the wording "frivolous" but says that the loser of a lawsuit pays the legal expenses.

Council came to a consensus that they are in agreement with the principle of this resolution however to be aware of the constitutionality of it.

3. Raising Public Awareness about the Imminent Health and Safety Concerns for Bullied Children.

Council came to a consensus to support this resolution.

4. Prison Rape Elimination Act of 2003

Councilmember Papan noted that the numbers used are federal numbers and this is a state resolution and expressed that she strongly opposes this resolution.

Councilmember Holober stated that she does not feel enough information has been provided and the Council may want to consider abstaining on this resolution.

Councilmember Seto stated that he agrees with the resolution as it may act as a safety net for youths.

Vice Mayor Colapietro concurred with Councilmember Papan’s opposition to this resolution and asked Voting Delegate Holober to keep Council comments in mind when voting on this resolution.

5. Replacement of the Death Penalty with the Sentence of Life Imprisonment without the Possibility of Parole.

Council came to a consensus to oppose this resolution and expressed that this item should be decided on by the voters. Council will support the State of California if this is included on the November 2012 ballot.

6. City of Bell

Council came to a consensus to support this resolution as an acknowledgment of the hard work and a word of encouragement in supporting the efforts of the qualified people attempting to straighten out the problems in the City of Bell.

ADJOURN THE SPECIAL MEETING OF THE MILLBRAE CITY COUNCIL AND REDEVELOPMENT AGENCY

Vice Mayor Colapietro adjourned the special meeting at 10:18 pm.

RECONVENE THE REGULAR MEETING OF THE MILLBRAE CITY COUNCIL AND REDEVELOPMENT AGENCY

Vice Mayor Colapietro reconvened the regular meeting at 10:18 pm

COUNCIL COMMENTS

- Mayor Quigg Absent
- Vice Mayor Colapietro Congratulated the Millbrae Elementary School District and San Mateo High School District on achieving good scores on the STAR tests.

Announced that the Millbrae Elementary School District website includes safety tips for kids going to school

• Councilmember Papan

Thanked the Millbrae Police Department and Fire Department for their services after a large tree fell on Laurel Avenue, no one was hurt
Remembrances of 911 were amazing, 20,000 people were saved
Attended the High Speed Rail meeting with an interesting presentation from the Freight Rail people; more attention is being paid to local needs and wants due to a letter sent by our elected officials
Announced that the CCAG Legislation Committee will meet regarding Libraries and transportation funding for streets and roads
Announced that the Peninsula Congestion Relief Alliance Board is meeting this week
Attended the Congestion Management & Environmental Quality meeting
Reminded that the Coastal Clean is on Saturday September 17, 2011
Complimented the organizers of the Art & Wine Festival
Stated that the AYSO has given compliments to city staff on the condition of our fields
Stated that random acts of kindness are appreciated

• Councilmember Holober

Attended the Ribbon Cutting at the Boiling Bay Restaurant
Attended the Ribbon Cutting at the World Journal for artist Bo Hong
Attended Sister City Commission Meeting
Attended the Library Joint Powers Authority meeting
Expressed concern about the initial environmental study for the single-use plastic bag ordinance because it only addresses one scenario and feels that Council should discuss various options of the program so additional environmental reviews will not be necessary

• Councilmember Seto

Attended the September 6, 2011 Youth Advisory Committee meeting
Congratulated John Ford of the Millbrae Chamber of Commerce for another successful year at Art & Wine Festival
Attended AYSO Soccer Kick off on Saturday
Congratulated Life Steps Foundation a nonprofit organization that benefits preschool age mentally disabled/handicapped children on their 1st annual fund raiser which netted about \$10,000
Announced that Saturday September 17, 2011 from 9:00 am – 12:00 pm is Coastal Cleanup at Central Park Saturday
Be careful as you drive because school has started

ADJOURN CITY COUNCIL AND REDEVELOPMENT AGENCY

Vice Mayor Colapietro closed the regular Millbrae City Council and Redevelopment Agency at 10:40 pm in memory of:

- John Steins, former Millbrae Police Officer for 17 years
- Helan Tempers, long time Millbrae resident
- Joe Welch, San Bruno and Millbrae Businessman
- Rick Mao, Owner of CSG Consultants which currently supplies the city with Building Official, Plan Check and Building Inspection services.
- Celestial Cassman, niece of City Attorney Joan Cassman

/s/ Fran Nelson
Acting City Clerk

/s/ Daniel F. Quigg
Mayor